

In response to the request for a species election, Applicants hereby elect to prosecute on the merits claims directed to (1) an adenovirus vector and (2) hepatic cancer, without prejudice to Applicants' right to prosecute the non-elected subject matter at the time that the elected subject matter is found to be allowable.

Entry of the remarks made herein is respectfully requested. The Examiner is invited to contact the undersigned with any questions concerning the foregoing.

It is estimated that no amendment fee is necessary for filing this response. In the event an additional fee is required, please charge the required fee to Pennie & Edmonds Deposit Account No. 11-1650.

Respectfully submitted,

by *Jacqueline Benn*
Reg No. 43,492

Date August 5, 2002

Laura A. Coruzzi 30,742
Laura A. Coruzzi (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036
(212) 790-9090